

PROMO C

vijay k. toke
vijay@cobaltlaw.com
510.841.9800

VIA E-FILING & EMAIL
chambersnyseibel@nysd.uscourts.gov

June 16, 2017

The Honorable Cathy Seibel
United States District Court Judge
The Hon. Charles L. Brieant Jr. Federal Building
And United States Courthouse
300 Quarropas St.
White Plains, NY 10601-4150

17-CV-3589 is hereby consolidated with 13-CV-9239, and stayed, on consent. The Clerk is respectfully directed to docket this endorsement in both cases.

SO ORDERED.


CATHY SEIBEL, U.S.D.J.

June 19, 2017

RE: *The Wave Studio, LLC v. General Hotel Management Ltd., et al.*
Case No. 7:13-cv-09239-CS-PED

The Wave Studio, LLC v. Groupon, Inc.
Case No. 7:17-cv-03589-CS

Dear Judge Seibel:

As per the Court's order of June 9, 2017 and in response to Defendant General Hotel Management Ltd.'s ("GHM") letter of the same date, Plaintiff The Wave Studio LLC ("Wave") provides its position with respect to the recently-filed related case against Groupon, Inc. (the "Groupon Case"). While Wave does not adopt GHM's description of the procedural history of this case and specifically disagrees with GHM's characterization that the threshold issue in this litigation was to litigate Wave's "claims against GHM"—the threshold issue is actually copyright ownership of the photographs as it relates to Plaintiff's claims against all defendants—Wave does not oppose consolidation of the Groupon Case with this case or for the stay currently in place as to the other defendants to apply to Groupon as well.

Sincerely,

COBALT LLP


Vijay K. Toke

VKT:na